

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

<p>NORTHEAST CONTROLS, INC., 3 Enterprise Avenue Clifton Park New York, NY 12065</p> <p>ST. PAUL MERCURY INSURANCE COMPANY 385 Washington Street St. Paul, MN 55102</p> <p>Plaintiffs,</p> <p>v.</p> <p>FISHER CONTROLS INTERNATIONAL, LLC 205 S. Center Street Marshalltown, Iowa 50158</p> <p>Defendant.</p>	<p>C.A. No. 06-412 SLR</p> <p>AMENDED NOTICE OF DEPOSITION OF DEAN F. MURTAGH</p>
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To: J. Scott Shannon, Esquire
Marshall Dennehey Warner
Coleman & Goggin
1220 N. Market Street
5th Floor
Wilmington, DE 19801

Thomas P. Wagner, Esquire
Marshall Dennehey Warner
Coleman & Goggin
1845 Walnut Street
Philadelphia, PA 19103

PLEASE TAKE NOTICE that, Defendant, by and through its attorneys of record, will take the testimony on oral examination of Dean F. Murtagh pursuant to Rule 30 of the Federal Rules of Civil Procedure, before an official Court Reporter, a Notary Public, or in case of his/her inability to act or be present, before some other officer authorized to administer oaths, on November 2, 2007, at 9:30 a.m. of said day at Maron Marvel Bradley & Anderson, P.A., 1201 N. Market Street, Suite 900, Wilmington, DE 19801.

PLEASE TAKE FURTHER NOTICE that the deponent is commanded to produce the items described in Exhibit A (attached hereto) pursuant to the production schedule described in Exhibit A.

The deposition shall be continued from day to day until completed, excluding weekends and holidays. The deposition shall be recorded stenographically, and/or on audiotape.

**MARON MARVEL BRADLEY
& ANDERSON, P.A.**

/s/ Paul A. Bradley

Paul A. Bradley (DE Bar ID #2156)

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Attorney for Defendant

Fisher Controls International, LLC

OF COUNSEL

RIDDELL WILLIAMS P.S.

Patrick D. McVey, Esquire

Daniel J. Gunter, Esquire

1001 Fourth Avenue Plaza

Suite 4500

Seattle, WA 98154

Dated: October 22, 2007

EXHIBIT A

A. Produce 7 days in advance of deposition to:

**Paul A. Bradley, Esquire
Maron Marvel Bradley & Anderson, P.A.
1201 N. Market Street, Suite 900
Wilmington, DE 19801**

1. Your Curriculum Vitae;
2. Your working file on this matter;
3. Your billing statement reflecting all the work done by you in preparing your expert report or in formulating your opinion in this case;
4. Each and every document reviewed by you or utilized by you in preparing your expert report or in formulating your opinion in this case;
5. Each and every tangible thing reviewed by you or utilized by you in preparing your expert report or in formulating your opinion in this case;
6. Any and all photographs, charts, drawings, videotapes, diagrams, or other graphic representations or documents prepared by you or reviewed by you which relate to plaintiff's claim or your opinion in the case;
7. Any and all textbooks, treatises, articles, studies, abstracts or other documents that support the opinion in your report;
8. Any exhibits or demonstrative aids you plan to rely on at the trial in this matter; and
9. A list of the cases in which you have testified in the last four years.

CERTIFICATE OF SERVICE

I, Paul A. Bradley, Esquire, hereby certify that, on October 22, 2007, I caused a true and correct copy of the Defendant's Notice of Deposition of Dean F. Murtagh, to be served upon counsel of record via electronic filing.

**MARON MARVEL BRADLEY
& ANDERSON, P.A.**

/s/ Paul A. Bradley

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Date: October 22, 2007